

**STATE OF CONNECTICUT
DEPARTMENT OF PUBLIC HEALTH
BUREAU OF REGULATORY SERVICES**

In re: John Griffith, DDS, DCSP

Petition No. 2000-0509-002-038

Petition No. 2000-0509-021-001

CONSENT ORDER

WHEREAS, John Griffith of Watertown, Connecticut (hereinafter "respondent") has been issued license number 005058 to practice dentistry and permit number 005058 to administer conscious sedation by the Department of Public Health (hereinafter "the Department") pursuant to Chapter 379 of the General Statutes of Connecticut, as amended; and,

WHEREAS, respondent admits that:

1. On July 20, 1990, respondent removed tooth #32 from the mouth of patient KF. At that time a suture needle was left in the space where tooth #32 had been removed.
2. The above described facts constitute grounds for disciplinary action pursuant to the General Statutes of Connecticut, §20-114(2).

WHEREAS, respondent, in consideration of this Consent Order, has chosen not to contest this matter and agrees that for purposes of this or any future proceedings before the Connecticut Dental Commission (hereinafter "the Commission"), this Consent Order shall have the same effect as if proven and ordered after a full hearing held pursuant to 19a-14 and 20-114(a) of the General Statutes of Connecticut.

NOW THEREFORE, pursuant to §§ 19a-17 and 20-114 of the General Statutes of Connecticut, respondent hereby stipulates and agrees to the following:

1. Respondent waives his right to a hearing on the merits of this matter.
2. Respondent's license number 005058 to practice dentistry and permit number 005058 to administer conscious sedation in the State of Connecticut are hereby reprimanded.
3. Respondent shall pay a civil penalty of one thousand dollars (\$1000) by certified or cashier's check payable to "Treasurer, State of Connecticut." The check shall reference the Petition Number on the face of the check, and shall be payable at the time respondent submits the executed Consent Order to the Department.
4. Respondent shall comply with all state and federal statutes and regulations applicable to his licensure.
5. Any alleged violation of any provision of this Consent Order may result in the following procedures at the discretion of the Department:
 - a. The Department shall notify respondent in writing by first-class mail that the term(s) of this Consent Order have been violated, provided that no prior written consent for deviation from said term(s) has been granted.
 - b. Said notification shall include the acts or omission(s) which violate the term(s) of this Consent Order.
 - c. Respondent shall be allowed fifteen (15) days from the date of the mailing of notification required in paragraph 6a above to demonstrate to the satisfaction of the Department that he has complied with the terms of this Consent Order or, in the alternative, that he has cured the violation in question.
 - d. If respondent does not demonstrate compliance or cure the violation by the limited fifteen (15) day date certain contained in the notification of violation to the satisfaction of the Department, he shall be entitled to a hearing before the

Commission which shall make a final determination of the disciplinary action to be taken.

- e. Evidence presented to the Commission by either the Department or respondent in any such hearing shall be limited to the alleged violation(s) of the term(s) of this Consent Order.
6. Legal notice shall be sufficient if sent to respondent's last known address of record reported to the Licensure and Registration Section of the Division of Health Systems Regulation of the Department.
7. This Consent Order is effective on the first day of the month immediately following the date this Consent Order is accepted and ordered by the Commission.
8. Respondent understands this Consent Order may be considered as a public document and evidence of the above admitted violations in any proceeding before the Commission in which his compliance with this Consent Order or with §20-114(a) of the General Statutes of Connecticut, as amended, is at issue. Further, respondent understands this document is a reportable event to the National Practitioner Data Bank.
9. This Consent Order and terms set forth herein are not subject to reconsideration, collateral attack or judicial review under any form or in any forum. Further, this Order is not subject to appeal or review under the provisions of Chapters 54 or 368a of the General Statutes of Connecticut, provided that this stipulation shall not deprive respondent of any rights that he may have under the laws of the State of Connecticut or of the United States.
10. This Consent Order is a revocable offer of settlement which may be modified by mutual agreement or withdrawn by the Department at any time prior to its being executed by the last signatory.
11. Respondent permits a representative of the Legal Office of the Bureau of Regulatory Services to present this Consent Order and the factual basis for this Consent Order to the

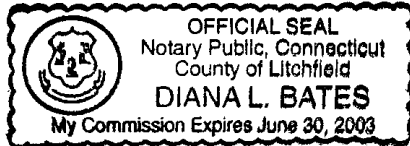
Commission. Respondent understands that the Commission has complete and final discretion as to whether this executed Consent Order is approved or accepted.

12. Respondent has the right to consult with an attorney prior to signing this document.

I, John Griffith, have read the above Consent Order, and I stipulate and agree to the terms as set forth therein. I further declare the execution of this Consent Order to be my free act and deed.

John B. Griffith
John Griffith

Subscribed and sworn to before me this 19th day of September 2002



Diana L. Bates
Notary Public or person authorized
by law to administer an oath or affirmation

The above Consent Order having been presented to the duly appointed agent of the Commissioner of the Department of Public Health on the 27th day of September 2002, it is hereby accepted.

Stanley K. Peck
Stanley K. Peck, Director, Legal Office
Bureau of Regulatory Services

The above Consent Order having been presented to the duly appointed agent of the Dental Commission on the 27th day of January 2003, it is hereby ordered and accepted. RD

[Signature]
Dental Commission

RAS/Griffith/legal/CO/072502